

PATENT
ATTORNEY DOCKET NO.: 046124-5042

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Tadamitsu KISHIMOTO et al.)
U.S. Application No.: 09/646,785)
International Appl. Filing Date: March 23, 1999)
Date of National Stage Entry: September 22, 2000)
For: VASCULARIZATION INHIBITORS)

Group: Unassigned

Examiner: Unassigned

RECEIVED

03 APR 2001

**Legal Staff
International Division**

BOX PCT
Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. This replies to the Notification of Missing Requirements (Form PCT/DO/EO/905) dated as having been mailed October 24, 2000.

A copy of the Notification of Missing Requirements (Form PTC/DO/EO/905) is enclosed.

2. Declaration Or Oath

☒ No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney.

☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

☐ Also enclosed is the Verification of Translation Document

4. Small Entity Statement

☐ Verified Statement that this is a filing by a small entity
☐ is attached

☐ was filed on _____.

5. Fee Calculation

Basic Fee: PCT Application-\$840.00				
	Pending Claims	Highest No. Previously Paid For	at a Rate of	
Total Claims	27	27	\$18.00 each =	\$0
Independent Claims	8	8	\$78.00 each =	\$0
Multiple dependent claim(s), if any			\$260.00	
Missing Requirements Surcharge Fee			\$130.00	\$130.00
SUB-TOTAL =				\$130.00
Fee For Application Filed With A Non-English Specification (37 CFR 1.17(k) and 1.52(d))			\$130.00	
Fee For Processing and retention of application (37 CFR 1.21(l) and 1.53(d))			\$130.00	
TOTAL FILING FEE =				\$130.00

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6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$195.00
<input type="checkbox"/> three months	\$ 890.00	\$445.00
<input type="checkbox"/> four months	\$1,390.00	\$695.00
<input type="checkbox"/> five months	\$1,890.00	\$945.00

Extension of time fee due with this request:

If an additional extension of time is required, please consider this a Petition therefor and charge the appropriate amount to Deposit Account No. 50-0310.

- ☒ Applicants believe that no extension of time fees are required for the reasons set forth in the enclosed copy of a Petition Under 37 C.F.R. § 1.181 and M.P.E.P. § 710.06 to Reset the Period for Reply to a Notification of Missing Requirements Under 35 U.S.C. § 371 Due to Late Receipt of the Notification, the original having been filed separately. However, this conditional petition is being made to provide for the possibility that Applicants have otherwise inadvertently overlooked the need for a petition and fee for extension of time.

7. Fee Payment

The total fee due is:

Missing Requirements Surcharge Fee: \$130.00

06/08/2001 MNGUYEN 00000111 500310 09646785

01 FC:117 Total Fee Due \$130.00

- ☐ Enclosed is a check in the amount of _____ representing _____

- ☒ Please charge my Deposit Account No. 50-0310 in the amount of **\$130.00** to cover the above fees. A duplicate copy of this sheet is enclosed.

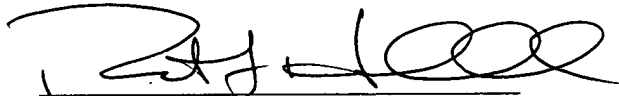
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

8. Additional papers enclosed.

- ☒ **Copy of Petition Under 37 C.F.R. § 1.181 and M.P.E.P. § 710.06 to Reset the Period for Reply to a Notification of Missing Requirements Under 35 U.S.C. § 371 Due to Late Receipt of the Notification (original filed as a separate paper)**
- ☐ PCT/IB/338 English translation of the International preliminary Examination Report
- ☒ **Information Disclosure Statement**
- ☒ **Form PTO-1449, 5 documents as listed**
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Robert J. Hollingshead

Reg. No. 44,479

Date: February 16, 2001

Customer No. 009629

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